

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SUNBELT RENTALS, INC. A/K/A SUNBELT  
RENTALS – REGION 8,

Plaintiff,

vs.

T.B. PENICK AND SONS, INC., ET AL.,

Defendants.

Case No.: 20-CV-4039 YGR

**ORDER GRANTING STIPULATION FOR  
DISMISSAL OF CROSS-DEFENDANT WOOD  
REAL ESTATE INVESTORS, LLC, WITHOUT  
PREJUDICE**

Re: Dkt. No. 80

T.B. PENICK AND SONS, INC.,

Cross-Claimant,

vs.

WP WEST BUILDERS CALIFORNIA L.P., ET  
AL.,


Cross-Defendants.

Having reviewed the Stipulation entered into by Penick, RLI, WP West, Wood Real Estate and Alta Potrero, and good cause appearing, **IT IS HEREBY ORDERED** that:

1. Penick's cross-claims against Wood Real Estate be **DISMISSED WITHOUT PREJUDICE**;
2. The hearing scheduled on March 2, 2021 at 2:00 p.m. for Wood Real Estate's Motion to Dismiss be **VACATED**;
3. Wood Real Estate be **DISMISSED** from this action **WITHOUT PREJUDICE**; and
4. Each Party shall bear its own attorney's fees and costs.

**IT IS SO ORDERED.**

Date: February 8, 2021

  
YVONNE GONZALEZ ROGERS  
UNITED STATES DISTRICT COURT JUDGE